

Section 4312, Pub. L. 91-181, §12, Dec. 30, 1969, 83 Stat. 840, provided that this chapter shall expire five years after Dec. 30, 1969.

## CHAPTER 55—NATIONAL ENVIRONMENTAL POLICY

Sec.

4321. Congressional declaration of purpose.

### SUBCHAPTER I—POLICIES AND GOALS

4331. Congressional declaration of national environmental policy.

4332. Cooperation of agencies; reports; availability of information; recommendations; international and national coordination of efforts.

4333. Conformity of administrative procedures to national environmental policy.

4334. Other statutory obligations of agencies.

4335. Efforts supplemental to existing authorizations.

### SUBCHAPTER II—COUNCIL ON ENVIRONMENTAL QUALITY

4341. Reports to Congress; recommendations for legislation.

4342. Establishment; membership; Chairman; appointments.

4343. Employment of personnel, experts and consultants.

4344. Duties and functions.

4345. Consultation with Citizens' Advisory Committee on Environmental Quality and other representatives.

4346. Tenure and compensation of members.

4346a. Travel reimbursement by private organizations and Federal, State, and local governments.

4346b. Expenditures in support of international activities.

4347. Authorization of appropriations.

### SUBCHAPTER III—MISCELLANEOUS PROVISIONS

4361, 4361a. Repealed.

4361b. Implementation by Administrator of Environmental Protection Agency of recommendations of "CHESS" Investigative Report; waiver; inclusion of status of implementation requirements in annual revisions of plan for research, development, and demonstration.

4361c. Staff management.

(a) Appointments for educational programs.

(b) Post-doctoral research fellows.

(c) Non-Government research associates.

(d) Women and minority groups.

4362. Interagency cooperation on prevention of environmental cancer and heart and lung disease.

4362a. Membership of Task Force on Environmental Cancer and Heart and Lung Disease.

4363. Continuing and long-term environmental research and development.

4363a. Pollution control technologies demonstrations.

4364. Expenditure of funds for research and development related to regulatory program activities.

(a) Coordination, etc., with research needs and priorities of program offices and Environmental Protection Agency.

(b) Program offices subject to coverage.

(c) Report to Congress; contents.

4365. Science Advisory Board.

(a) Establishment; requests for advice by Administrator of Environmental Protection Agency and Congressional committees.

Sec.

(b) Membership; Chairman; meetings; qualifications of members.

(c) Proposed environmental criteria document, standard, limitation, or regulation; functions respecting in conjunction with Administrator.

(d) Utilization of technical and scientific capabilities of Federal agencies and national environmental laboratories for determining adequacy of scientific and technical basis of proposed criteria document, etc.

(e) Member committees and investigative panels; establishment; chairmanship.

(f) Appointment and compensation of secretary and other personnel; compensation of members.

(g) Consultation and coordination with Scientific Advisory Panel.

4366. Identification and coordination of research, development, and demonstration activities.

(a) Consultation and cooperation of Administrator of Environmental Protection Agency with heads of Federal agencies; inclusion of activities in annual revisions of plan for research, etc.

(b) Coordination of programs by Administrator.

(c) Joint study by Council on Environmental Quality in consultation with Office of Science and Technology Policy for coordination of activities; report to President and Congress; report by President to Congress on implementation of joint study and report.

4366a. Development of data base of environmental research articles indexed by geographic location.

(a) Research journals.

(b) Index.

(c) Purchase of information.

(d) Revising list.

(e) Specific location of research projects.

4367. Reporting requirements of financial interests of officers and employees of Environmental Protection Agency.

(a) Covered officers and employees.

(b) Implementation of requirements by Administrator.

(c) Exemption of positions by Administrator.

(d) Violations; penalties.

4368. Grants to qualified citizens groups.

4368a. Utilization of talents of older Americans in projects of pollution prevention, abatement, and control.

(a) Technical assistance to environmental agencies.

(b) Pre-award certifications.

(c) Prior appropriation Acts.

4368b. General assistance program.

(a) Short title.

(b) Purposes.

(c) Definitions.

(d) General assistance program.

(e) No reduction in amounts.

(f) Expenditure of general assistance.

(g) Procedures.

(h) Authorization.

(i) Report to Congress.

4369. Miscellaneous reports.

(a) Availability to Congressional committees.

(b) Transmittal of jurisdictional information.

(c) Comment by Government agencies and the public.

Sec.

- (d) Transmittal of research information to the Department of Energy.
- 4369a. Reports on environmental research and development activities of Agency.
  - (a) Reports to keep Congressional committees fully and currently informed.
  - (b) Annual reports relating requested funds to activities to be carried out with those funds.
- 4370. Reimbursement for use of facilities.
  - (a) Authority to allow outside groups or individuals to use research and test facilities; reimbursement.
  - (b) Rules and regulations.
  - (c) Waiver of reimbursement by Administrator.
- 4370a. Assistant Administrators of Environmental Protection Agency; appointment; duties.
- 4370b. Availability of fees and charges to carry out Agency programs.
- 4370c. Environmental Protection Agency fees.
  - (a) Assessment and collection.
  - (b) Amount of fees and charges.
  - (c) Limitation on fees and charges.
  - (d) Rule of construction.
  - (e) Uses of fees.
- 4370d. Percentage of Federal funding for organizations owned by socially and economically disadvantaged individuals.

## CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 1437x, 2243, 3547, 4374, 4852, 5159, 5304, 6508, 7276c, 7616, 7916, 8302, 10133, 10134, 10161, 10165, 10168, 10196, 10247, 12838 of this title; title 7 section 2814; title 10 section 2391; title 15 sections 719f, 719h, 793; title 16 sections 410hh, 460ii-4, 460qq, 470h-2, 497b, 544o, 590h, 797d, 839d, 1261, 1434, 1455, 1536, 1602, 1604, 2705, 3164, 3232, 3233, 3636, 4403, 4404; title 21 section 343; title 23 sections 103, 108, 117, 134, 323; title 25 section 640d-26; title 30 sections 185, 1292; title 33 sections 59c-2, 59j-1, 59k, 59n, 59o, 59y, 59bb, 59cc, 59dd, 59ff, 59gg, 59hh, 1293a, 1344, 1371, 1505; title 43 sections 390h-1, 421h, 1351, 1577, 1597, 1638, 1652, 1723, 1866, 1904, 2006, 2223, 7276c; title 45 sections 917, 1010, 1207, 1212; title 49 sections 5304, 5309, 70304.

**§ 4321. Congressional declaration of purpose**

The purposes of this chapter are: To declare a national policy which will encourage productive and enjoyable harmony between man and his environment; to promote efforts which will prevent or eliminate damage to the environment and biosphere and stimulate the health and welfare of man; to enrich the understanding of the ecological systems and natural resources important to the Nation; and to establish a Council on Environmental Quality.

(Pub. L. 91-190, § 2, Jan. 1, 1970, 83 Stat. 852.)

## SHORT TITLE

Section 1 Pub. L. 91-190 provided: "That this Act [enacting this chapter] may be cited as the 'National Environmental Policy Act of 1969'."

## TRANSFER OF FUNCTIONS

Enforcement functions of Secretary or other official in Department of Interior related to compliance with system activities requiring coordination and approval under this chapter, and enforcement functions of Secretary or other official in Department of Agriculture, insofar as they involve lands and programs under jurisdiction of that Department, related to compliance with this chapter with respect to pre-construction, construction, and initial operation of transportation system for Canadian and Alaskan natural gas transferred to Fed-

eral Inspector, Office of Federal Inspector for Alaska Natural Gas Transportation System, until first anniversary of date of initial operation of Alaska Natural Gas Transportation System, see Reorg. Plan No. 1 of 1979, §§102(e), (f), 203(a), 44 F.R. 33663, 33666, 93 Stat. 1373, 1376, effective July 1, 1979, set out in the Appendix to Title 5, Government Organization and Employees. Office of Federal Inspector for the Alaska Natural Gas Transportation System abolished and functions and authority vested in Inspector transferred to Secretary of Energy by section 3012(b) of Pub. L. 102-486, set out as an Abolition of Office of Federal Inspector note under section 719e of Title 15, Commerce and Trade.

## EMERGENCY PREPAREDNESS FUNCTIONS

For assignment of certain emergency preparedness functions to Administrator of Environmental Protection Agency, see Parts 1, 2, and 16 of Ex. Ord. No. 12656, Nov. 18, 1988, 53 F.R. 47491, set out as a note under section 5195 of this title.

## POLLUTION PROSECUTION

Pub. L. 101-593, title II, Nov. 16, 1990, 104 Stat. 2962, provided that:

"SEC. 201. SHORT TITLE.

"This title may be cited as the 'Pollution Prosecution Act of 1990'.

"SEC. 202. EPA OFFICE OF CRIMINAL INVESTIGATION.

"(a) The Administrator of the Environmental Protection Agency (hereinafter referred to as the 'Administrator') shall increase the number of criminal investigators assigned to the Office of Criminal Investigations by such numbers as may be necessary to assure that the number of criminal investigators assigned to the office—

"(1) for the period October 1, 1991, through September 30, 1992, is not less than 72;

"(2) for the period October 1, 1992, through September 30, 1993, is not less than 110;

"(3) for the period October 1, 1993, through September 30, 1994, is not less than 123;

"(4) for the period October 1, 1994, through September 30, 1995, is not less than 160;

"(5) beginning October 1, 1995, is not less than 200.

"(b) For fiscal year 1991 and in each of the following 4 fiscal years, the Administrator shall, during each such fiscal year, provide increasing numbers of additional support staff to the Office of Criminal Investigations.

"(c) The head of the Office of Criminal Investigations shall be a position in the competitive service as defined in 2102 of title 5 U.S.C. or a career reserve position as defined in 3132(A) of title 5 U.S.C. and the head of such office shall report directly, without intervening review or approval, to the Assistant Administrator for Enforcement.

"SEC. 203. CIVIL INVESTIGATORS.

"The Administrator, as soon as practicable following the date of the enactment of this Act [Nov. 16, 1990], but no later than September 30, 1991, shall increase by fifty the number of civil investigators assigned to assist the Office of Enforcement in developing and prosecuting civil and administrative actions and carrying out its other functions.

"SEC. 204. NATIONAL TRAINING INSTITUTE.

"The Administrator shall, as soon as practicable but no later than September 30, 1991 establish within the Office of Enforcement the National Enforcement Training Institute. It shall be the function of the Institute, among others, to train Federal, State, and local lawyers, inspectors, civil and criminal investigators, and technical experts in the enforcement of the Nation's environmental laws.

"SEC. 205. AUTHORIZATION.

"For the purposes of carrying out the provisions of this Act [probably should be "this title"], there is au-